

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION

CIVIL NO. 1:03CV218

CARROLL MOORE,)	
)	
Plaintiff,)	
)	
Vs.)	<u>AMENDED JUDGMENT</u>
)	
CITY OF ASHEVILLE, NORTH)	
CAROLINA; JAMES L. WESTBROOK,)	
JR., in his official capacity as the City)	
Manager of Asheville, North Carolina;)	
and ASHEVILLE POLICE)	
DEPARTMENT,)	
)	
Defendants.)	
_____)	

THIS MATTER is before the Court on remand from the Fourth Circuit Court of Appeals directing this Court to dismiss the Plaintiff's complaint. *See, Moore v. City of Asheville, North Carolina*, 396 F.3d 385 (4th Cir. 2005).

For the reasons stated in the mandate of the Fourth Circuit, *see, id.*, at 397,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Plaintiff's complaint is hereby **DISMISSED WITH PREJUDICE** in its entirety.

Signed: June 1, 2005

A handwritten signature in dark ink, appearing to read 'L. H. Thornburg', is written over a horizontal line.

Lacy H. Thornburg
United States District Judge

